

Message

---

**From:** frankel, michael [frankel.michael@epa.gov]  
**Sent:** 3/28/2018 5:44:07 PM  
**To:** Sternberg, David [Sternberg.David@epa.gov]; Smith, William (Region 3) [smith.william@epa.gov]; damm, thomas [Damm.Thomas@epa.gov]; Bennett, James [bennett.james@epa.gov]; rogers, rick [rogers.rick@epa.gov]  
**CC:** Wzorek, Katherine [wzorek.katherine@epa.gov]; schaffer, joan [schaffer.joan@epa.gov]; Hamilton, Brian [Hamilton.Brian@epa.gov]  
**Subject:** Re: RCRA claim against Mountaire in Delaware

I believe this was a CWA Case --

[https://yosemite.epa.gov/oa/rhc/epaadmin.nsf/Filings/CA8ABFD7E17B7E3485257728001B8E22/\\$File/Andrew%20and%20Yvette%20Hudyma,%20and%20Mountaire%20Farms%20of%20Delaware,%20Inc.%20CAFO%20\\$61,875.00.pdf](https://yosemite.epa.gov/oa/rhc/epaadmin.nsf/Filings/CA8ABFD7E17B7E3485257728001B8E22/$File/Andrew%20and%20Yvette%20Hudyma,%20and%20Mountaire%20Farms%20of%20Delaware,%20Inc.%20CAFO%20$61,875.00.pdf)

---

REGION III Philadelphia, Pennsylvania 19103-2029 In the ...

yosemite.epa.gov

BEFORE THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION III 1650 Arch Street Philadelphia, Pennsylvania 19103-2029 In the Matter of: Andrew and Yvette Hudyma

---

Michael H ("Mike") Frankel  
Communications Coordinator - Land and Chemicals Division  
U.S. EPA - Mid-Atlantic Region  
AFGE Local 3631 Steward  
215-814-2665 Phone  
215-814-3114 Fax

---

**From:** Sternberg, David  
**Sent:** Wednesday, March 28, 2018 1:34 PM  
**To:** Smith, William (Region 3); damm, thomas; frankel, michael; Bennett, James; rogers, rick  
**Cc:** Wzorek, Katherine; schaffer, joan; Hamilton, Brian  
**Subject:** FW: RCRA claim against Mountaire in Delaware

While I don't think we would want to comment on this proposed litigation to which we are not a party, would we want to say something about our enforcement history with regard to Montaire?

Let me know your thoughts. Thanks,

David

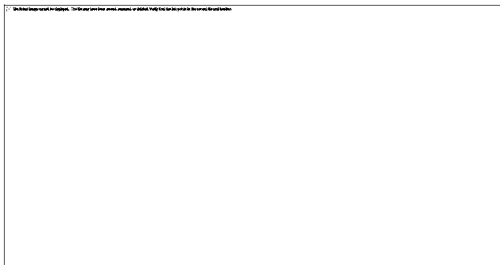
---

**From:** Lauria, Madeline [mailto:MLauria@delawareonline.com]  
**Sent:** Wednesday, March 28, 2018 12:20 PM  
**To:** Sternberg, David <Sternberg.David@epa.gov>  
**Subject:** RCRA claim against Mountaire in Delaware

Hi David,

Reaching out if the EPA would like to respond to the notice of intent to sue Mountaire under the federal Resource Conservation and Recovery Act, which also claims government agencies failed to enforce laws/regulations now that the information about the notice letter is no longer embargoed.

<https://www.delawareonline.com/story/news/local/2018/03/28/lawyers-threaten-federal-lawsuit-hold-delaware-chicken-plant-accountable-pollution/447524002/>



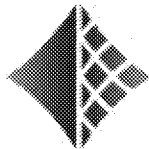
Lawyers threaten federal lawsuit to hold Delaware chicken plant accountable for pollution

[www.delawareonline.com](http://www.delawareonline.com)

Local and national lawyers say that Mountaire Farms violated federal law by improperly disposing of waste and contaminating water near Millsboro.

Thanks,

**Maddy Lauria**  
Sussex County/Environmental Reporter



**The News Journal**  
Media Group

A GANNETT COMPANY

950 West Basin Road  
New Castle, DE 19720  
Cell: 302-345-0608  
[mlauria@delawareonline.com](mailto:mlauria@delawareonline.com)